

**From:** Thurman Supervisor  
**Sent:** Monday, April 15, 2019 4:23 PM  
**To:** Brenda Ackley; Joan Harris; Doug Needham; thurmantownclerk@verizon.net; Gail Seaman  
**Subject:** NYS Department of Health Email

Dear Board Members,

Attached you will find an email between myself and the New York State Department of Health. Jacob Scott Senior Sanitarian for the NYS Department of Health states *"DOH **would not** have any jurisdiction over private parties/functions that **ARE NOT OPEN TO THE PUBLIC**. DOH **would not** have any jurisdiction over town employees using the bathroom or kitchen (as long as food is not being served to the public) during the workday."* This email proves that Mrs. Seaman's claim that the septic system had to be certified in order for private parties to be held at the town hall is **FALSE**. This also proves that Mrs. Seaman's claim that no one including employees can use the bathrooms until the septic system is certified is also **FALSE**.

The DOH would have jurisdiction over the Jack Wax party because food is being served to the public. The DOH would have jurisdiction over the Easter party because the current parties are serving home cooked food or food cooked at the town hall to the public. According to Jacob Scott the youth parties could be held without a temporary food permit if pizza or sandwiches or subs ordered from a food establishment were served instead. This however is a moot point since the Jack Wax Party and the Easter Youth Party have both been cancelled by Susan Shepler.

ju·ris·dic·tion  
/ˌjʊərəsˈdɪkʃ(ə)n/  
noun

1. the official power to make legal decisions and judgments.  
"federal courts had no **jurisdiction over** the case"  
*synonyms:* authority, control, power, dominion, rule, administration, command, sway, leadership, sovereignty, ascend.
- o the extent of the power to make legal decisions and judgments.  
"the claim will be **within the jurisdiction** of the industrial tribunal"

Also attached you will find resolution # 31 2018 found in the February 2018 regular meeting minutes which dictates that the septic be pumped before the 2018 Jack Wax Party (which it was) and dictates that the Department of Health

approve the water tests in the town hall before the 2018 Jack Wax Party (which was done). At no time at any board meeting in 2018 or in 2019 prior to March 2019 did the board bring up or approve certifying or evaluating the septic system.

Thank you, Cynthia Hyde

Sent from [Mail](#) for Windows 10